

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

MONDAY, MARCH 19, 1984

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 2:03 p.m.
Mayor Hedgecock presented a proclamation to Dr. Art Hughes of the University of San Diego declaring March 19, 1984, as University of San Diego "Toreros" Day. Mayor Hedgecock adjourned the meeting at 4:01 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present
- (1) Council Member Mitchell-present
- (2) Council Member Cleator-excused by R-260317
(vacation)
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member Murphy-present
- (8) Council Member Martinez-present
- Clerk-Abdelnour (bb)

FILE: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:
Mayor Hedgecock-present.
Council Member Mitchell-present.
Council Member Cleator-not present.
Council Member McColl-present.
Council Member Jones-present.
Council Member Struiksma-not present.
Council Member Gotch-present.
Council Member Murphy-present.
Council Member Martinez-present.

ITEM-10: INVOCATION

Invocation was given by Pastor Farrell Berry of the Church of God, San Diego.

FILE LOCATION:
MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Martinez.

FILE LOCATION:
MINUTES

* ITEM-50: (O-84-175) ADOPTED AS ORDINANCE O-16182 (New Series)

Amending Section 1 of Ordinance O-15658 (New Series),
adopted January 25, 1982, incorporating a portion of the
Northeast 1/4 of Section 7, Township 14 South, Range 2 West,
S.B.B.M., and a portion of Rancho De Los Penasquitos located on
the north side of Oviedo Street, east of Black Mountain Road,
into R-1-5 Zone; extension of time to February 24, 1987.

(Case-83-0877/EOT1. Penasquitos East Community Area.
District-1. Introduced on 3/5/84. Council voted 9-0.)

FILE LOCATION:

ZONE 3/19/84

COUNCIL ACTION: (Tape location: A160-169).

CONSENT MOTION BY MURPHY TO DISPENSE WITH THE READING AND
ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea,
Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea,
Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-51: (O-84-117) ADOPTED AS ORDINANCE O-16183 (New Series)

Incorporating the "Lower Mission Gorge Reorganization" into
Council District No. 7.

(Introduced on 3/6/84. Council voted 9-0.)

FILE LOCATION:

ANNX Lower Mission Gorge Reorganization

COUNCIL ACTION: (Tape location: A160-169).

CONSENT MOTION BY MURPHY TO DISPENSE WITH THE READING AND
ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea,
Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea,
Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-52: (O-84-136 Rev.) ADOPTED AS ORDINANCE O-16184 (New Series)

Authorizing an operating agreement with Villaview Community

Hospital and an indenture, contract of insurance, and regulatory agreement in connection with the issuance of City of San Diego Insured Hospital Revenue Bonds (Villaview Community Hospital) in a principal amount not to exceed \$7,250,000, and a term not to exceed 40 years. (District-3.)

(Introduced on 3/5/84. Council voted 7-0. Districts-3 and 6 not present.)

NOTE: Six votes required.

FILE LOCATION:

MEET CONTFY84

COUNCIL ACTION: (Tape location: A160-169).

CONSENT MOTION BY MURPHY TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-ineligible, Jones-yea, Struiksma-yea, Gotch-ineligible, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-100:

19840319

Four actions relative to awarding contracts:

Subitem-A: (R-84-1337) ADOPTED AS RESOLUTION R-260292

Carpenter/Offutt Paper, Inc. for furnishing bond xerographic high speed premium copy paper as may be required for the period of six months beginning April 1, 1984 through September 30, 1984, for an estimated cost of \$61,255.96, including tax and terms. BID-5466

Subitem-B: (R-84-1334) ADOPTED AS RESOLUTION R-260293

Fiber-Tech Engineering, Inc. for the purchase of one fiberglass tank, 8,800 gallon capacity for an actual cost of \$9,853.02, including tax and terms. BID- 5454

Subitem-C: (R-84-1335) ADOPTED AS RESOLUTION R-260294

Southland Envelope Company, Inc. for the purchase of envelopes for an actual cost of \$12,863.10, including tax and terms; providing a contingency cost not to exceed \$1,286.32, including sales tax in the event of an over run, not to exceed 10 percent of order for envelopes. BID-5489

Subitem-D: (R-84-1333) ADOPTED AS RESOLUTION R-260295

Arko Equipment, Inc. for the purchase of hydraulic tools and miscellaneous accessories for a total cost of \$13,560.37, including tax and terms. BID-5475

FILE LOCATION:

MEET CONFY84

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-101: FILED

19840319

Two actions relative to the final subdivision map of Black Mountain Ranchos No. 2, a 40-lot subdivision located northwesterly of Barrymore Street and Stargaze:
(Penasquitos East Community Area. District-1.)
Subitem-A: (R-84-1470)

Authorizing the execution of an agreement with Black Mountain Ranches Associates for the installation and completion of certain public improvements.
Subitem-B: (R-84-1469)

Approving the final map.

FILE LOCATION:

SUBD Black Mountain Ranchos No. 2 CONFY84

COUNCIL ACTION: (Tape location: A101-110).

MOTION BY MARTINEZ TO FILE AS ITEM WAS ADOPTED AT COUNCIL MEETING

OF MARCH 13, 1984. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-102: (R-84-1461) ADOPTED AS RESOLUTION R-260296

Approving the final subdivision map of Ohio Casa Bonita, a one-lot subdivision located southeasterly of Adams Avenue and Ohio Street.

(Park North East Community Area. District-3.)

FILE LOCATION:

SUBD Ohio Casa Bonita

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-103: (R-84-1496) RETURNED TO CITY MANAGER

Approving the acceptance by the City Manager of that deed of Baldwin Builders, granting to City the real property situated in Lots "A" through "I" inclusive of Carmel Valley Neighborhood 5 Unit No. 1, Map-10807.

(Located easterly of Carmel Valley Road and I-5. North City West Community Area. District-1.)

FILE LOCATION:

DEED F-2311 DEEDFY84

COUNCIL ACTION: (Tape location: A111-120).

MOTION BY MARTINEZ TO RETURN TO THE CITY MANAGER, AT CITY MANAGER

BLAIR'S REQUEST, TO HAVE A REVISED MAP SUBMITTED. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-104: (R-84-1473) ADOPTED AS RESOLUTION R-260297

Approving the acceptance by the City Manager of that street easement deed of Arlita Purser, granting to City an easement for public street purposes in a portion of Lot 1 and Lots 7 through 12 inclusive of Block 5, a portion of Lot 12 of Block 6, together with portions of Heliotrope Street vacated, Golden Rod Street vacated, and the alley vacated adjacent to Lots 1 and 12 of Block 5, all in the Sorrento Lands and Townsite, Map-483 and Map-362; dedicating said land as and for a public street, and naming the same Roselle Street.

(Located on the east side of Roselle Street at Roselle Way. Torrey Pines Community Area. District-1.)

FILE LOCATION:

DEED F-2312 DEEDFY84

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-105: (R-84-1472) ADOPTED AS RESOLUTION R-260298

Authorizing the execution of a quitclaim deed, quitclaiming to Bernardo Heights Corporate Park, all the City's right, title and interest in the general utility and drainage easements in Lot 1, Bernardo Heights Phase V, Map-1044.

(Located southwesterly of Camino Del Norte and I-15. Rancho Bernardo Community Area. District-1.)

FILE LOCATION:

DEED F-2313 DEEDFY84

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-106: (R-84-1510) ADOPTED AS RESOLUTION R-260299

Establishing Council Policy 300-11 regarding City contract provisions with respect to hiring City employees.

(See Committee Consultant Analysis PSS-83-35.)

COMMITTEE ACTION: Reviewed by RULES on 2/27/84. Recommendation to adopt the Resolution. Districts 5, 6, 7, 8 and Mayor voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-107: (R-84-1323) ADOPTED AS RESOLUTION R-260300

Approving the recommendation contained in City Manager Report CMR-84-63, dated February 22, 1984, relating to the limitations established by Council Policy 000-13 concerning maximum appointee service, and waiving the two consecutive term limitation for appointees to the County Water Authority Board of Directors.

(See City Manager Report CMR-84-63.)

COMMITTEE ACTION: Reviewed by RULES on 2/27/84. Recommendation to adopt the Resolution. Districts 5, 6, 7, 8 and Mayor voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-108: (R-84-1324) ADOPTED AS RESOLUTION R-260301

Expressing support of Assembly Bill 2814 (Killea) relating to transit facilities, as set forth in Intergovernmental Relations Department Report IRD- 84-8; directing the Intergovernmental Relations Department to pursue any and all action deemed necessary and appropriate to support AB 2814 (Killea).

(See Intergovernmental Relations Department Report IRD-84-8.)

COMMITTEE ACTION: Reviewed by RULES on 2/27/84. Recommendation to adopt the Resolution. Districts 5, 6, 7, 8 and Mayor voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-109: (R-84-1410) ADOPTED AS RESOLUTION R-260302

Approving the amendment to the San Diego Transit Corporation's FY 84 Capital Budget reallocating \$875,000 from the bus rehabilitation project to a farebox acquisition project.

(See Committee Consultant Analysis TLU-84-5 and City Manager Report CMR-84- 77.)

COMMITTEE ACTION: Reviewed by TLU on 3/5/84. Recommendation to adopt the Resolution. Districts 1, 2, 3 and 5 voted yea. District 4 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed

by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-110: (R-84-1504) CONTINUED TO MARCH 26, 1984

Authorizing the execution of a fifth amendment to master agreement with Lowry & Associates for a planning study for the Metropolitan Sewerage System from a cost not to exceed \$731,245 to a cost not to exceed \$815,661; authorizing the City Auditor and Comptroller to transfer the sum of \$84,416 within the Sewer Revenue Fund (41506) from Unallocated Reserve (70697) to the South Bay-Point Loma Sewage Treatment Plant (CIP-46-009, PE-70642) for the above purpose; expenditure of the sum of \$84,416 from CIP-46-009, South Bay- Point Loma Sewage Treatment Plant, for the above project.

(Tia Juana River Valley Community Area. District-8.)

CITY MANAGER REPORT :

On October 24, 1974, the City entered into an agreement with Lowry & Associates for a planning study (Facilities Plan) for the Metropolitan Sewerage System. This study was a requirement of the Clean Water Grant Program. Amendment No. 1 was for extended Environmental Studies. Amendment No. 2 was for secondary sewage treatment studies. Amendment No. 3 provided for an engineering study that would recommend a long term solution for water pollution and contamination problems caused by inadequate sewage disposal practices of the City of Tijuana, Baja California Norte. This report was delivered to the City on November 25, 1983. Amendment No. 4 expanded the original long-term scope of the Tijuana sewage disposal studies.

Amendment No. 5 will expand the Tijuana studies to include short-term solutions. Implementation of a long-term project is expected to take five to eight years, and in view of the serious nature of the Tijuana sewage discharge problem, some short-term corrective measures of a temporary nature need to be studied at this time. A number of recommendations for short-term and interim solutions have already been made to Council. This amendment will allow Lowry & Associates to review these recommendations and others for feasibility, reliability, time requirements, estimated costs, and compatibility with the recommended long-term project. Also included in this amendment is a study and report to the EPA that was requested by the EPA and the U.S. Section of the International Boundary and Water Commission.

WU-U-84-089.

FILE LOCATION:

MEET CONFY84

COUNCIL ACTION: (Tape location: A121-159).

MOTION BY GOTCH TO CONTINUE TO MARCH 26, 1984, AT COUNCIL MEMBER

CLEATOR'S REQUEST. Second by Murphy. Passed by the following vote:

Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-111: (R-84-1438) ADOPTED AS RESOLUTION R-260303

Authorizing the execution of a second amendment to agreement with Deems/Lewis & Partners, Inc. Architects, for professional services in connection with the design of the Otay Mesa Branch Library project; authorizing the expenditure of \$20,000 from Capital Outlay Fund (CIP-35-049) for the above project.

(Otay Mesa-Nestor Community Area. District-8.)

CITY MANAGER REPORT :

This project will construct a 10,000 square foot library on the City-owned site at Coronado Avenue and Beyer Boulevard. Plans are now complete; however, the Library Department, in negotiating for a Grant from Federal Services and Construction Act (LSCA) funds, found that modifications to the parking lot and various areas within the building were required to meet the State Architect's criteria. The City's Architect for the project estimates that all of the revisions to the plans and specifications that are now required can be made for an additional fee, not to exceed \$20,000. The additional and changed work requirements have aggregated a total construction cost increase of \$20,000. The proposed changes have been reviewed by City staff and consultant and are recommended for Council approval. All other conditions imposed by this Grant are similar to other Federal Grants administered by the City.

NOTE: See Item 112.

FILE LOCATION:

MEET CONFY84

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-112: (R-84-1447) ADOPTED AS RESOLUTION R-260304

Authorizing the execution of an agreement with Division of Libraries, Department of Education, State of California, to accept \$286,000 in funds available under the Library Services

and Construction Act to assist in financing the construction of the Otay Mesa Branch Library (CIP-35-049).

(See City Manager Report CMR-83-307. Otay Mesa-Nestor Community Area. District-8.)

CITY MANAGER REPORT :

In August, 1983, the Library submitted applications to the California State Library for federal funds available under the Library Services and Construction Act (LSCA), to help finance construction of the new Otay Mesa Branch Library and the Benjamin Branch Library expansion project.

Notification was received from the State in late September that the application for \$286,000 for the Otay Mesa Branch Library had received preliminary approval, but that certain design changes would be necessary for the State to give final approval. Negotiations have been in progress since that time, and agreement has now been reached on modifications to the design of the parking lot and entrance area. With this agreement in place, City Council approval is requested for a contract with the Division of Libraries, California Department of Education, to receive the funds.

Contractual requirements include the standard federal construction requirements for Davis-Bacon Act wages, handicapped requirements, civil rights compliance and similar requirements. In addition, the contract requires that library services be provided free of charge and that the building be devoted exclusively to public library purposes for the useful life of the building, unless another purpose is approved by the State.

NOTE: See Item 111.

FILE LOCATION:

MEET CONTFY84

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

*** ITEM-113: (R-84-1460) ADOPTED AS RESOLUTION R-260305**

Authorizing the execution of twelve permit agreements with the following youth sport leagues: A) Balboa Little League and Senior League, B) Black Mountain Pony League, C) Chollas Lake Little League, D) Clairemont Bobby Sox, E) Mission Trails Little League, F) Northeastern Little League, G) Presidio Little League, H) Rancho Bernardo Recreation Council, I) San Carlos Little League, J) Serra Mesa Little League, K) Sunshine Little League, and L) Sunshine Pony and Colt League, for the

construction, operation and maintenance of ball parks in San Diego.

(Districts-1, 3, 5, 6 and 7.)

CITY MANAGER REPORT :

Council Policy 700-3 provides for unused City- owned lands to be made available for the construction, operation, and maintenance of youth ball fields on an annual basis. The 12 youth sport organizations, listed in the Resolution, operated these ball fields last year under this program and have requested renewal of their agreements for 1984. The permits expire on December 31 unless terminated earlier by either party. Each league pays a \$100 processing fee, carries public liability insurance protecting the City, and is responsible for complete maintenance of its ball field. In turn, the City pays for water service from the Park and Recreation Department budget and does not charge the leagues rent for use of the land.

WU-PR-84-099.

FILE LOCATION:

LEAS - A) BALBOA LITTLE LEAGUE: B) BLACK MOUNTAIN PONY LEAGUE: C) CHOLLAS LAKE LITTLE LEAGUE: D) CLAIREMONT BOBBY SOX: E) MISSION TRAILS LITTLE LEAGUE: F) NORTHEASTERN LITTLE LEAGUE: G) PRESIDIO LITTLE LEAGUE: H) RANCHO BERNARDO RECREATION COUNCIL: I) SAN CARLOS LITTLE LEAGUE: J) SERRA MESA LITTLE LEAGUE: K) SUNSHINE LITTLE LEAGUE: L) SUNSHINE PONY AND COLT LEAGUE CONTFY84

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

*** ITEM-114: (R-84-674) ADOPTED AS RESOLUTION R-260306**

Accepting the Series 6 Regional Growth Forecast totals for the City as set forth below and authorizing their use in the preparation of local plans and studies; authorizing the use of these growth forecast totals by SANDAG in undertaking the regional plans and studies described in its approved Overall Work Program; authorizing the City's representative to SANDAG to support the adoption of the Series 6 Regional Growth Forecasts by the SANDAG Board of Directors as an element of the Regional Comprehensive Plan:

	1990	1995	2000
Total Population	1,029,600	1,085,500	1,140,900

Occupied Housing Units 385,600 415,500 444,800

(See Planning Department Reports PDR-84-085 and PDR-83-544.)

COMMITTEE ACTION: Reviewed by TLU on 3/5/84. Recommendation to adopt the Resolution. Districts 1, 2, 3, 4 and 5 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-200: (O-84-189) CONTINUED TO MARCH 20, 1984

Introduction of an Ordinance authorizing the issuance, sale and delivery of multifamily mortgage revenue bonds in a principal amount not to exceed \$25,000,000 for the purpose of making a lender loan to provide funds for the interim and/or permanent financing of the cost of developing multifamily rental projects; determining and prescribing certain matters relating thereto; and approving and authorizing the execution of related documents, agreements and actions.

(See Housing Commission Report HCR-84-006CC.)

NOTE: Six votes required.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: B170-172).

MOTION BY McCOLL TO CONTINUE TO MARCH 20, 1984. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-201: (R-84-1313) ADOPTED AS RESOLUTION R-260307

Nominating and appointing, after full and complete public discussion and deliberation, the following persons to serve as members of the San Diego Transit Corporation Board of Directors for three-year terms expiring on December 31, 1986:

NOMINEE	NOMINATED BY
Gordon Johnson (reappointment)	Council
Member Mitchell	
Daniel W. Monzingo (reappointment)	Council
Member Murphy	
Mary F. Berglund	Mayor
Hedgecock	

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A180-189).

MOTION BY STRUIKSMA TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-202: (R-84-1312) ADOPTED AS RESOLUTION R-260308

Confirming the appointment and reappointments by the Mayor of the following persons to serve as members of the Board of Noise Abatement and Control for terms expiring January 11, 1986 in categories as follows:

NAME	CATEGORY
Douglas B. Stewart (reappointment)	Economist
Vernon T. Yoshioka (reappointment)	Member of Public
Robert D. Blevins (reappointment)	Mechanical Engineer
George D. Glavis (reappointment)	Electronics Engineer
J. Gary Dennis (reappointment)	Construction Industry Contractor
Joyce H. Seidman (to replace Ivan J. Cohen, whose term has expired)	Audiologist

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A190-197).

MOTION BY STRUIKSMA TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-203: (R-84-1322) ADOPTED AS RESOLUTION R-260309

Confirming the appointment by the Mayor of Daniel L. Guevara to serve as a member on the Planning Commission for a term ending January 28, 1988, to replace Fil Chavez, whose term has expired.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A198-220).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the

following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-204: (R-84-1511) ADOPTED AS RESOLUTION R-260310

Inducement Resolution concerning the issuance of revenue bonds to finance the construction of multifamily housing developments.

(See Housing Commission Report HCR-84-005CC.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A224-365).

MOTION BY JONES TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-205: (R-82-1422) ADOPTED AS RESOLUTION R-260311

Declaring the real property and improvements owned by Ona English, Pearlie Bell Towns, and Willis Armstrong English, located at 223 South 32nd Street to be a public nuisance; authorizing the City Attorney to take appropriate legal action to abate said nuisance.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT :

The vacant, open, vandalized, deteriorated building at 223 South 32nd Street was inspected on June 25, 1982, because of a complaint and a notice was issued to the owner-of-record to secure the unit. A Public Administrator's representative advised that they are the conservator for one of the three owners and the other two owners cannot be located. The building was maintained secure until November 30, 1983, at which time it was found open to unauthorized entry. On January 10, 1984, a notice listing the conditions which render the building substandard was hand-delivered to the Property Officer in the Public Administrator's Office. As no action was taken, a hearing was held by the Housing Advisory and Appeals Board on January 31, 1984. The Public Administrator was given notice of the Board hearing but did not appear. After reviewing the facts, the Board unanimously found the building located at 223 South 32nd Street to be a substandard building as defined in the San Diego Housing Code that should be abated by rehabilitation, demolition or removal.

The Public Administrator has failed to initiate positive action

to correct the conditions which render the building substandard, so it is deemed necessary to initiate appropriate legal action to abate this public nuisance.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A366-396).

MOTION BY JONES TO ADOPT. Second by Struiksmā. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmā-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-206: (R-84-1505) ADOPTED AS RESOLUTION R-260312

Authorizing the City Manager to permit an exhibition game at San Diego Jack Murphy Stadium between the San Diego Padres and San Diego State University to be played on March 30, 1984, for which no admission fee will be charged, provided that all other terms and conditions of the City's agreement with the Padres for use of the Stadium will be followed.

CITY MANAGER REPORT :

The San Diego Padres have scheduled an exhibition Padre game with the San Diego State University Aztecs on March 30, 1984. The Padres have agreed to donate \$10,000 to the Aztecs for support of the University's baseball program. This is the fifth Padre-Aztec game which is an annual event. In past years, general admission tickets were sold. However, attendance at the past events was very small, averaging 5,000 attendees. Revenue to the City received from the last Padre-Aztec game was \$2,000.

The Padres have requested that admission be free for the 1984 game. It is expected that free admission will result in a larger than normal crowd thus generating increased parking and concession revenue. Food concession and parking prices will be those normally charged at Padre events. The City-Padre distribution of those revenues will be identical to those of a regularly scheduled Padre game.

It is recommended that the Padres' request be approved as free admission should generate greater fan participation and parking revenue in an amount which will be greater than if an admission fee were charged. The San Diego Stadium Authority recommends approval.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A397-419).

MOTION BY MURPHY TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmā-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor

Hedgecock-yea.

ITEM-207: (R-84-1474) ADOPTED AS RESOLUTION R-260313

Adoption of a Resolution confirming the determination of the Planning Director that a public nuisance zoning violation exists concerning the storage of inoperable vehicles, boat, trailers, manufacturing equipment and accessories stored at 4931 Logan Avenue - Lot 1, Lodi Plaza, Map-4706, in San Diego, constituting a public nuisance which is injurious to the health or is offensive to the senses so as to interfere with the comfortable enjoyment of life or property, and which interferes with or substantially impairs the attainment of community planning goals by adversely affecting at the same time an entire community or neighborhood, or any considerable number of persons.

(Southeast San Diego Community Area. District-4.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A420-654).

MOTION BY JONES TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-S400: (R-84-1521) ADOPTED AS RESOLUTION R-260314

Declaring that the City Council supports H. R. 4170 insofar as it extends authorization to issue bonds to finance home purchase mortgages, and also supports the proposed amendment to H. R. 4170 which exempts multifamily housing bonds from the Industrial Development Bond restrictions; authorizing and directing the Intergovernmental Relations Department to communicate the above position of the City of San Diego to the City's Congressional Delegation.

COMMITTEE ACTION: Reviewed by RULES on 3/12/84. Recommendation to adopt the Resolution. Districts 6, 7, 8, and Mayor voted yea. District 5 not present.

COUNCIL MEMBER REPORT:

The Tax Reform Act of 1983 (H.R. 4170) contains specific language which will significantly impair, if not eliminate, San Diego's ability to provide affordable housing using mortgage subsidy bonds and industrial development bonds that have authorized the construction of 600 single-family and over 1,500 multifamily units in a single year. These bond programs are the few remaining tools available to local government to enable San Diego's low and moderate

income citizens to access affordable home ownership or rental housing built by the private sector.

The sunset date of December 1983 in the Mortgage Subsidy Bond Act of 1980 must be extended or deleted to continue the single family mortgage bond program in 1985. Without this extension, the State will be unable to fulfill this Council's May request for authorization to issue \$50 million in bonds. This could represent a loss to moderate income buyers in the single family housing market of between 600 and 700 units.

Secondly, H. R. 4170 contains language which proposes to restrict the issuance of Industrial Development Bonds (IDBs) for private purposes. This mechanism is the last remaining tool available to the City to stimulate the production of affordable rental housing with minimal intervention in the marketplace. H. R. 1470 would establish a state-wide ceiling on state issuance, impose a new state bureaucratic mechanism to process approvals and stricter arbitrage rules which would end the participation by local lenders in this program.

Congressmen Conable and Rostenkowski have proposed compromise language which would restrict IDBs but relax the impact of those changes on multifamily housing bonds. The compromise would exempt IDB's for multifamily housing from the state ceiling limits and the stricter arbitrage requirements. In addition, IDB's for this purpose could continue to be backed by federal guarantees, e.g. FHA, VA. The compromise would also retain provisions that allow proceeds from an issue to be used to purchase land or existing buildings, essential to the redevelopment process.

I urge your support of this Resolution as further evidence of this Council's commitment to providing affordable housing through the private sector. This Resolution gives our Washington delegation clear direction to protect the interests of thousands of San Diego's low and moderate income citizens that need and deserve affordable housing in this City.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A170-179).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S401: FAILED

19840319

Three actions relative to Torrey Pines City Beach (Black's Beach): (District-1.)

(See City Manager Report CMR-84-67, Committee Consultant Analysis PFR-84-12, and PFR Actions for 3/7/84, item 1 only.)

Subitem-A: (O-84-191)

Introduction of an Ordinance amending Chapter VI, Article 3 of the San Diego Municipal Code by adding Section 63.02.34 entitled "Torrey Pines City Beach Park - Temporary Prohibition Regarding Use."

Subitem-B: (R-84-1555)

Adoption of a Resolution designating the water area westerly of Torrey Pines City Beach Park and westerly for a distance of 200 yards to be used solely and exclusively as a board surfing zone, pursuant to Section 63.20.2(b) of the San Diego Municipal Code.

Subitem-C: (R-84-1556)

Adoption of a Resolution approving the recommendations of the City Manager contained in City Manager Report CMR-84-67 relating to the closure of the City- owned beach area known as Torrey Pines City Beach Park with the following changes:

1. Indian Canyon Trail shall be retained as a beach access point;
2. A surfing only zone shall be established in the area west of the closed beach area and the State of California shall be encouraged to allow surfing west of the State beach area recommended to be closed;
3. The City Manager is directed to report back to the Public Facilities and Recreation Committee on other issues related to specific site problems.

Authorizing and approving the transfer of \$56,225 from the General Fund Unallocated Reserve to Park and Recreation Department, Coastal Division (442.24), for the purpose of additional funding needed to provide City staff and equipment, including signs and barriers needed to properly close off a portion of Torrey Pines City Beach Park, and in order to enforce the restrictions on public use of the park.

COMMITTEE ACTION: Reviewed by PFR on 3/7/84. Recommendation to introduce the Ordinance and adopt the Resolutions. Districts 1, 2, 7 voted yea. Districts 3 and 4 not present.

CITY MANAGER REPORT :

City Manager Report CMR-84-67 "Report from Torrey Pines Beach Task Force" was reviewed by the Public Facilities and Recreation Committee on March 7, 1984, and the recommendations approved with the following changes for recommendation to City Council:

1. Retain Indian Canyon trail as a beach access point.
2. Establish a surfing only zone in the area west of closed City Beach and encourage the State to allow surfing west of closed portions of State beach.
3. Direct the City Manager to report back to the Public Facilities and Recreation Committee on other issues related to specific site problems.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A655-B170 and B173-C410).

Motion by Mitchell to direct City Manager to continue his study of funding sources to improve the parking lot, install a stairway and restrooms on the top of Indian Canyon. Second by McColl. Failed. Yeas: 1,3. Nays: 4,5,6,7,8,M. Not present: 2.

Motion by Struiksma to direct the City Manager to contact the appropriate State agencies to explore the possibility of tendering the 1200 feet of City- owned beach to the State and to report back to the Public Facilities and Recreation Committee. Second by Martinez. Passed. Yeas: 3,4,5,6,7,8,M. Nay: 1. Not present: 2.

MOTION BY MITCHELL TO ADOPT RECOMMENDATIONS OF THE PUBLIC FACILITIES AND RECREATION COMMITTEE WITH THE LANGUAGE IN

SUBITEM-C.1

CHANGED TO READ: "THAT THE CITY MANAGER NOT PERMANENTLY CLOSE INDIAN

CANYON" AND THAT HE ALSO REPORT BACK IN JUNE OR JULY TO RELATE TO

COUNCIL ALTERNATE METHODS OF FINANCING A STAIRWAY TO THE BEACH AND A

PARKING LOT. Second by Murphy. Failed by the following vote: Mitchell-yea, Cleator-not present, McColl-nay, Jones-nay, Struiksma-nay, Gotch-nay, Murphy-yea, Martinez-nay, Mayor Hedgecock-nay.

ITEM-S402: (R-84-1326) ADOPTED AS RESOLUTION R-260315

Confirming the appointment by the Mayor of Phillip O. Lugar to serve as a member of the Board of Zoning Appeals for a two-year term ending March 1, 1986, to replace Abbe S. Wolfsheimer, whose term has expired.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A221-223).

MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S403: (R-84-1395) ADOPTED AS RESOLUTION R-260316

(Continued from the meeting of March 12, 1984 at the City Manager's request for further review.)

Authorizing the execution of a fourth amendment to agreement with Lowry & Associates, for a planning study for the Metropolitan Sewerage System from a cost not to exceed \$606,663 to a cost not to exceed \$731,245; authorizing the City Auditor and Comptroller to transfer the sum of \$124,582 within the Sewer Revenue Fund (41506) from the Unallocated Reserve (70697) to the South Bay- Point Loma Sewage Treatment Plant, (CIP-46-009, PE-70642,) for the above purpose; authorizing the expenditure of \$124,582 from CIP-46-009, South Bay- Point Loma Sewage Treatment Plant, for the above project.

(Tia Juana River Valley Community Area. District-8.)

CITY MANAGER REPORT :

On October 24, 1974, the City entered into an agreement with Lowry & Associates for a planning study (Facilities Plan) for the Metropolitan Sewerage System. This study was a requirement of the Clean Water Grant Program. Amendment No. 1 was for extended Environmental Studies. Amendment No. 2 was for secondary sewage treatment studies. Amendment No. 3 provided for an engineering study that would recommend a long term solution for water pollution and contamination problems caused by inadequate sewage disposal practices of the City of Tijuana, Baja California Norte. This report was delivered to the City on November 25, 1983.

Amendment No. 4 will reimburse Lowry & Associates for additional costs over and above the original budget established by Amendment No. 3. This Amendment is due to an increase in the original scope of the project and to more extensive studies in the following areas than were originally planned: 1) extended public participation; 2) two additional interceptor sites and the additional ocean outfall alternatives; 3) two additional sewage treatment sites; 4) additional aquaculture studies; 5) additional project management; 6) an expanded final report.

WU-U-84-087.

FILE LOCATION:

MEET CONFY84

COUNCIL ACTION: (Tape location: C411-460).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-UC-1: (R-84-1576) ADOPTED AS R-260317

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member Bill Cleator from attendance at the Transportation and Land Use Committee meeting and City Council meeting of Monday, March 19, 1984, for the purpose of vacation.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C461-470).

MOTION BY MARTINEZ TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-not present, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 4:01 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: C470).